

PROVISIONAL PERMITS FOR CERTAIN INSURANCE
AGENTS

CHAPTER 128

H.B. No. 1073

AN ACT

relating to provisional permits for certain insurance agents.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 4001.351, Insurance Code, is amended to read as follows:

Sec. 4001.351. **APPLICABILITY.** This subchapter applies only to an applicant for a license as an agent under:

- (1) Subchapters B and E, Chapter 4051; and
- (2) Subchapters B, D, ~~and~~ E, *and* G, Chapter 4054.

SECTION 2. Section 4001.353(a), Insurance Code, is amended to read as follows:

(a) The department may issue a provisional permit under this subchapter on receipt of:

- (1) a written application for a provisional permit;
- (2) a properly completed license application, nonrefundable fee, and each other item required for a license under this chapter and Subchapter B or E, Chapter 4051, or Subchapter B, D, ~~or~~ E, *or* G, Chapter 4054, as applicable;
- (3) the nonrefundable fee in an amount authorized by Subsection (c); and
- (4) a certificate signed by the appointing agent, insurer, or health maintenance organization stating that:

(A) the applicant completed the training, if any, and passed the examination required for the issuance of the license for which the application is submitted;

(B) the appointing agent, insurer, or health maintenance organization completed a background check on the applicant that shows that the applicant has not been convicted of:

(i) a felony; or

(ii) an act that requires the applicant to receive written consent under 18 U.S.C. Section 1033 to engage in the business of insurance;

(C) the applicant has not responded affirmatively to any question on the license application that indicates the applicant has a criminal conviction or has been involved in an administrative action that may disqualify the applicant from receiving a license; and

(D) the appointing agent, insurer, or health maintenance organization will supervise the work of the applicant.

SECTION 3. This Act takes effect September 1, 2017.

Passed by the House on March 15, 2017: Yeas 148, Nays 0, 1 present, not voting;
passed by the Senate on May 12, 2017: Yeas 31, Nays 0.

Approved May 26, 2017.

Effective September 1, 2017.